

IN THE CLAIMS

Claims 1, 4, 7 and 9, are presented below and are marked up to show amendments relative to those claims granted in U.S. Patent 5,870,912, as follows.

1. A device for locking [the] a brake [of a vehicle and preventing the theft of said vehicle] pedal and brake pedal shaft of a vehicle, said device comprising:

a base member for a placement on [the] a floorboard of [said] the vehicle beneath [a] the brake pedal and [a] brake pedal shaft;

a U-shaped housing extending downward and having a first arm attached to said [the] base and having a second shorter arm defining a gap for receipt of the brake pedal shaft, said [space] gap between said [the] first and second arms defining a slot for receiving the brake pedal shaft and permitting the full extension of [said] the brake pedal shaft upward through said slot; and

a locking mechanism associated with said [the] first arm for locking an [the] underside of the brake pedal shaft within [the] said slot such that the brake pedal cannot be depressed.

4. A device for locking [the] a brake [of a vehicle and preventing the theft of said] pedal and a brake pedal shaft of a vehicle, said device comprising:

SD a base member for placement on [the] ^a floorboard of [said] the vehicle beneath [a] the brake pedal and brake pedal shaft; _a

a metallic U-shaped housing extending downward and having a first arm attached to said [the] base and having a second shorter arm defining an opening for receiving the brake pedal shaft, said opening [space] between said [the] first and second arms defining a slot for receiving the brake pedal shaft and permitting [the] full extension of [said] the brake pedal shaft both upward and downward through said slot, said first arm having a cylindrical opening therethrough;

a rod extending through said cylindrical opening and being slidable [therewith] therein, said rod having a pin which catches[the] an underside of [said] the brake pedal shaft within [the] said slot and pulls the brake pedal shaft upward

in a decompressed position; and

a locking mechanism for locking [the] a position of said [the] rod and pin with respect to said housing such that the brake [or clutch] pedal cannot be depressed.

7. A device for locking [the] a brake pedal and brake pedal shaft of a vehicle, [and preventing the theft of] said [vehicle] device comprising:

a base member for a placement on [the] a floorboard of the vehicle beneath [a] the brake pedal and brake pedal shaft;

a stainless steel U-shaped housing extending downward and having a first arm [attached to] disposed on [the] said base and having a second shorter arm defining an opening for receiving the brake pedal shaft, said [space] opening between [the] said first and second arms defining a slot for receiving the brake pedal shaft and permitting [the] full extension of said brake pedal shaft both upward and downward through said slot, said first arm having a cylindrical opening extending therethrough [and collinearly with said slot];

a serrated rod extending through said cylindrical opening and being slidable [therewith] therein, said rod having a pin at a first end for catching [the] an underside of [said] the brake pedal shaft within [the] said slot and a handle at a second end for pulling the brake pedal shaft upward in a decompressed position; and

a locking mechanism adapted to lock the serrated rod and pin [in] with respect to said housing [position] such that the brake pedal cannot be depressed.

8. ~~9.~~ (Amended) An anti-theft device for locking a brake pedal and brake pedal shaft with respect to a floorboard of a vehicle, the device comprising:
a base member for a placement on the floorboard of the vehicle;
a first arm connected to said base member;
a second arm spaced from and extending generally parallel to said first

arm to form an elongate slot between said first and second arms, said slot being sized to receive the brake pedal shaft and permitting a full extension of the brake pedal shaft through said slot; and

a locking mechanism operably associated with at least one of said first and second arms for locking at least a portion of the brake pedal shaft within said slot to thereby prevent depression of the brake pedal.

ALLOWED CLAIMS

On page 6 in paragraph number 13 of the outstanding Office Action, the Examiner has allowed claims 1-7 and 9.

REQUEST FOR SUBMISSION OF STATEMENT AS TO LOSS

The Examiner requested that a second statement as to loss be presented with some changes to the form. Applicant has revised the statement as to loss as required by the Examiner. The executed revised statement is submitted herewith. Applicant respectfully requests that the Examiner enter the statement as to loss.

SUPPLEMENTAL DECLARATION

The Examiner has requested the submission of a supplemental declaration. Accordingly, Applicant respectfully submits a supplemental declaration herewith.

INVITATION

If the Examiner believes that any additional matters need to be addressed to place this application in condition for allowance, the Examiner is respectfully invited to contact the undersigned, by telephone, at the Examiner's convenience.